IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 16th day of August 2005
Criminal Misc. Bail Application No.718/2005
Order on the bail application of accused

CRIMINAL SIDE

Prem Pal S/o Basant Lal
R/o Sanjay Nagar Near Gurudwara
District Bareily, U.P.
Presently R/o Rajendra Nagar
Haldwani,
District Nainital ..….Applicant

Versus

State of Uttaranchal ……..Opposite Party

Arising out of case crime No.3592 of 2005
U/s 302 I.P.C.
P.S. Haldwani
District – Nainital

Hon'ble J. C. S. Rawat, J.

Heard Sri Siddartha Bisht learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. The FIR was lodged without nominating the name of accused. The name of the applicant came into light on 29.3.2005 when one-Guddu Maurya stated that the extra-judicial confession was made by the applicant-accused on 23.3.2005. It is alleged that the applicant made his extra-judicial confession before one-Satpal, who is the employer of the applicant. The learned counsel for the applicant contended that the applicant remained on duty till 8.4.2005 and there was no occasion to confess the guilt after fifteen days. The applicant never absconded from Haldwani. Co-accused Paremjeet Srivastav has already been released on bail by this Court vide order dated 25.5.2005. Considering the facts, contentions and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 16.08.2005

LSR